



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

FEB 20 2009

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Benjamin Delisle
Director of Development
Jersey City Redevelopment Agency
30 Montgomery Street – Suite 900
Jersey City, New Jersey 07302-3821

Re: Approval for Cleanup and Disposal of PCB Remediation Waste under 40 CFR §761.61(a), and Approval for Characterization and Verification Sampling under 40 CFR §761.61(c)

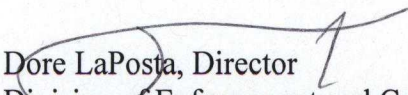
Dear Mr. Delisle:

This is in response to the June 5, 2008 self-implementing cleanup notification, submitted by Dresdner Robin on behalf of the Jersey City Redevelopment Agency (JCRA), for property located on Block 60 in Jersey City, New Jersey (the property is also known as "Turnpike Drum Dump #5"). The proposed remediation plan was amended through submittal of additional information by Dresdner Robin in correspondence dated November 12, 2008 and in electronic correspondence from Dresdner Robin dated January 22, 2009. Collectively, these documents will be referred to as JCRA's "Application". The property contains PCB remediation waste that exceeds the cleanup levels under the federal PCB regulations at 40 CFR §761.61(a)(4).

With the exception of the characterization and verification sampling requirements under Subparts N and O of 40 CFR Part 761, the proposed removal of the PCB-remediation waste within the areas designated for excavation meets the self-implementing cleanup and disposal requirements under 40 CFR §761.61(a). Based on characterization sampling previously conducted, EPA finds that this sampling is acceptable for delineating areas of PCB remediation waste to be addressed. EPA also finds that Dresdner Robin's plan for verification sampling is acceptable for purposes of determining compliance with the high occupancy PCB cleanup level of 10 parts per million, with implementation of a cap and deed restriction in accordance with 40 CFR §761.61(a)(7) and (a)(8), respectively. EPA is approving JCRA's Application, and it may proceed with the cleanup and disposal under 40 CFR §§761.61(a) and (c) and its Application, subject to this approval.

Should you have any questions concerning this matter, please contact James S. Haklar, Ph.D., P.E., of my staff, at (732) 906-6817.

Sincerely yours,


Dore LaPosta, Director
Division of Enforcement and Compliance Assistance

cc: Stephen Kehayes, New Jersey Department of Environmental Protection